



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Robert B. Harkness & Philip A. Art Unit: 1661  
Harkness

Application No. 09/255,107

Filed: February 22, 1999

For: Climber Rose Plant Named 'HARyup'

Examiner: Howard J. Locker

Date: August 21, 2000

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on August 21, 2000 as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

  
Attorney for Applicant

TO THE COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

AMENDMENT

Responsive to the Office Action of June 26, 2000, please amend the application as follows:

In the Specification:

Page 1, line 7, change "improved" both occurrences to – good –

Page 1, line 17, delete "disease resistant foliage." and insert in place thereof – foliage resistant to ~~black spot~~ <sup>mildew</sup> and rust. –

Page 1, line 20, before "Zones" insert – Hardiness –

Page 1, line 24, after "budding" insert – on Dr. Huey rootstalk –

Page 2, line 6 and 7, in each, change "(patent not applied for)." to – (not patented). –

Page 2, line 9, change "Hybrida" to – hybrida –

Page 5, line 8, delete "Not tested." and insert in place thereof – Yellow-Orange Group 20A. –

Page 6, between lines 10 and 11, insert the following: Hips: Color: When mature: Orange-Red Group 33D. Contain from 3 to 14 seeds. Viability of the seeds has not been determined. –